

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JAMES FUTRELL,

Plaintiff,

-v.-

COLLINS J. OGBOLU, et al.,

Defendants.

22 Civ. 02401 (JHR)

ORDER OF DISMISSAL

JENNIFER H. REARDEN, District Judge:

The Court, having been advised at ECF No. 63 that Plaintiff and Defendant Collins J. Ogbolu have reached a settlement, hereby ORDERS that the above-entitled action against Defendant Ogbolu be and is hereby DISMISSED and discontinued without costs, and without prejudice to the right to reopen the action **within 30 days** of the date of this Order if the settlement is not consummated.

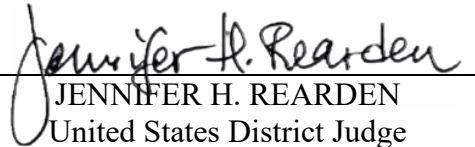
To be clear, any application to reopen must be filed **within 30 days of this Order**; any application to reopen filed thereafter may be denied solely on that basis. Further, requests to extend the deadline to reopen are unlikely to be granted.

If Plaintiff and Defendant Ogbolu wish for the Court to retain jurisdiction for the purposes of enforcing any settlement agreement, they must submit the settlement agreement to the Court by the deadline to reopen to be “so ordered” by the Court. Per Paragraph 6.A of the Court’s Individual Rules and Practices for Civil Cases, unless the Court orders otherwise, the Court will not retain jurisdiction to enforce a settlement agreement unless it is made part of the public record.

The Clerk of Court is directed to terminate Defendant Collins J. Ogbolu as a party. The Clerk of Court is further directed not to close this case.

SO ORDERED.

Dated: August 29, 2023  
New York, New York

  
JENNIFER H. REARDEN  
United States District Judge